

1 JOSEPH RUSSONIELLO (CSBN 44332)
2 United States Attorney
3 THOMAS MOORE (ASBN 4305-078T)
4 Assistant United States Attorney
5 Chief, Tax Division
6 CYNTHIA STIER (DCBN 423256)
7 Assistant United States Attorney
8 9th Floor Federal Building
9 450 Golden Gate Avenue, Box 36055
10 San Francisco, California 94102
11 Telephone: (415) 436-7000

12 Attorneys for the United States of America

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UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

MORTGAGE ELECTRONIC
REGISTRATION SYSTEM, INC., as
nominee for GMAC Mortgage, LLC
formerly known as GMAC Mortgage
Corporation,

Case No. 3:07-4290-MHP (WDB)

Plaintiff,

v.

STACEY REINECCIUS, ELAINE
DIANE STATHAKIS, EMPLOYMENT
DEVELOPMENT DEPARTMENT -
STATE OF CALIFORNIA,
DEPARTMENT OF TREASURY -
INTERNAL REVENUE SERVICE, and
DOES 1 through 50, Inclusive,

STIPULATION AND [PROPOSED]
ORDER

Defendants.

Plaintiff, Mortgage Electronic Registration System, Inc., as nominee for GMAC

Mortgage, LLC formerly known as GMAC Mortgage Corporation ("Plaintiff"), and Defendants,
Employment Development Department - State of California ("EDD") and the United States of
America, on behalf of its agency the Internal Revenue Service ("IRS"), hereby stipulate and
agree, subject to this Court's approval, as follows:

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1 1. Within 10 (ten) days from entry of this Order, Plaintiff shall pay to the EDD the
2 sum of \$180,426.66, in full satisfaction of any and all claims held by EDD against the Plaintiff
3 arising out of this action. Said payment should be made payable to the EDD and delivered to
4 Marguerite C. Stricklin, Deputy Attorney General, 1515 Clay Street, 20th Floor, P.O. Box 70550,
5 Oakland, California, 94612-0550.

6 2. Within 10 (ten) days from entry of this Order, Plaintiff shall pay to the IRS the
7 sum of \$19,693.50, in full satisfaction of any and all claims held by IRS against the Plaintiff
8 arising out of this action. Said payment should be payable to the United States, and be delivered
9 to Cynthia Stier, Assistant United States Attorney, 450 Golden Gate Ave., Ninth Floor, San
10 Francisco, CA 94102.

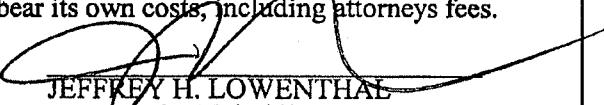
11 3. EDD agrees that upon payment to EDD as set forth in paragraph 1 above, EDD
12 shall cause the State Tax Lien against the subject real property located at 706-708 15th Avenue,
13 San Francisco, California (hereinafter, "Subject Property"), in the amount of \$219,920.19,
14 recorded on or about March 14, 2006 as Document No. 2006-1142539-00 in the San Francisco
15 County Recorder's Office to be released against the Subject Property only.

16 4. IRS agrees that upon payment to the IRS as set forth in paragraph 2 above,
17 the Subject Property shall be discharged from the two Notices of Federal Tax Lien, in the amount
18 of \$1,025,455.24, recorded in the San Francisco Recorder's Office on March 22, 2006 as
19 Document Nos. 2006-I146778-00 and 2006-I146779-00.

20 5. EDD and the IRS shall apply the sums received pursuant to this Stipulation
21 and Order toward the tax liabilities identified in the tax liens referenced in paragraphs 3 and 4
22 above. Any unpaid balance remaining after application of these sums shall remain due and
23 owing by the taxpayers, Defendants Stacey Reineccius and Elaine Strathakis.

24 6. Plaintiff, EDD and the IRS shall bear its own costs, including attorneys fees.

25 Dated: 11-25-08

26 
27 JEFFREY H. LOWENTHAL
28 Attorney for Plaintiff Mortgage Electronic
Registration System, Inc. as nominee for
GMAC Mortgage, LLC, formerly known
As GMAC Mortgage Corporation

1 Dated: 12/02/08

Cynthia Stier

2 CYNTHIA STIER
3 Attorney for Defendant United States of
4 America

5 Registration System, Inc. as nominee for
6 GMAC Mortgage, LLC, formerly known
7 As GMAC Mortgage Corporation

8 Dated: 12/02/2008

Marguerite C. Stricklin

9 MARGUERITE CELESTE STRICKLIN
10 Attorney for Defendant State of California,
11 Employment Development Department

ORDER

12 Pursuant to the Stipulation of the Plaintiff, EDD and IRS, IT IS HEREBY ORDERED,
13 ADJUDGED AND DECREED:

14 1. Within 10 (ten) days from entry of this Order, Plaintiff shall pay to the EDD the
15 sum of \$180,426.66, in full satisfaction of any and all claims held by EDD against the Plaintiff
16 arising out of this action. Said payment should be made payable to the EDD and delivered to
17 Marguerite C. Stricklin, Deputy Attorney General, 1515 Clay Street, 20th Floor, P.O. Box 70550,
18 Oakland, California, 94612-0550.

19 2. Within 10 (ten) days from entry of this Order, Plaintiff shall pay to the IRS the
20 sum of \$19,693.50, in full satisfaction of any and all claims held by IRS against the Plaintiff
21 arising out of this action. Said payment should be payable to the United States, and be delivered
22 to Cynthia Stier, Assistant United States Attorney, 450 Golden Gate Ave., Ninth Floor, San
23 Francisco, CA 94102,

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6 and Order toward the tax liabilities identified in the tax liens referenced in paragraphs 3 and 4
7 above. Any unpaid balance remaining after application of these sums shall remain due and
8 owing by the taxpayers, Defendants Stacey Reineccius and Elaine Strathakis.

9 6. Plaintiff, EDD and the IRS shall bear its own costs, including attorneys fees.

10 **SO ORDERED.**

11 DATED: 12/4/2008

